



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

38

Application Number

10/749,120

Filing Date

December 30, 2003

First Named Inventor

Boyd

Art Unit

1645

Examiner Name

TBA

Attorney Docket Number

286336.154US1/NOR-015CP2

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC)
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)	Remarks	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	- Preliminary Amendment Pursuant to 37 C.F.R. Sec. 1.115 (37 Pages)	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	- Return Postcard	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Ann-Louise Kerner, Ph.D., Reg. No. 33,523
Signature	<i>Ann-Louise Kerner</i>
Date	August 13, 2004

EXPRESS MAIL LABEL NO. EV 22520165805
DATE OF DEPOSIT 8/13/04

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



08/16/04

FW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. 10/749,120 Art Unit: 1645
Applicant: Boyd Examiner: To Be Assigned
Date Filed: December 30, 2003 Conf. No. To Be Assigned
Docket No. 286336.154US1/NOR-015CP2 Cust. No. 23483
Title: **Diagnostic Indicator of Thymic Function**

CERTIFICATION UNDER 37 C.F.R. § 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" Service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

EV22530165803

Express Mail No.

8/13/04
Date of Deposit

Sharon R. Matthews
Sharon R. Matthews

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PRELIMINARY AMENDMENT PURSUANT TO 37 C.F.R. § 1.115

Sir:

Prior to substantive examination of the above-referenced application, please amend the application as follows:

Amendments to the Specification begin on *page 2* of this paper.

Amendments to the Claims are reflected in the listing of claims, which begins on *page 24* of this paper.

Remarks begin on *page 36* of this paper.

Reconsideration of the application in light of the above is respectfully requested.